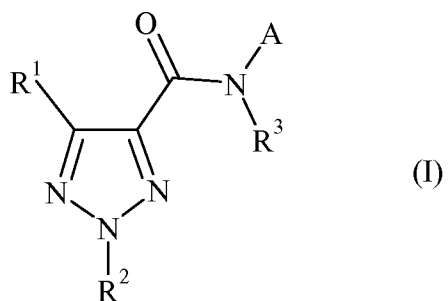
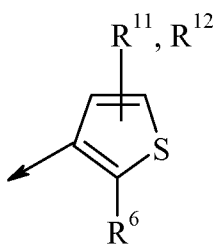
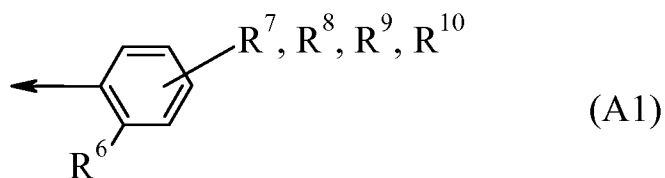


AMENDMENTS TO THE CLAIMS

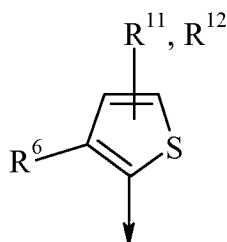
1. (Previously presented): A compound of formula (I):



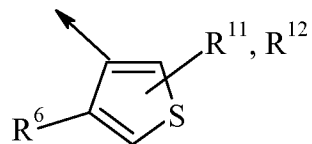
where A is an *ortho*-substituted ring selected from formulae (A1) to (A22);



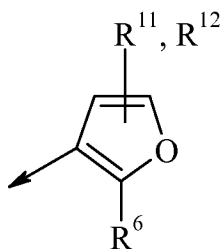
(A2)



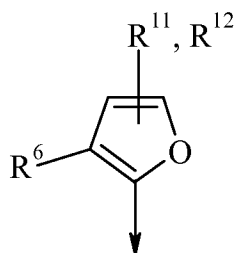
(A3)



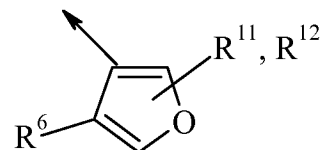
(A4)



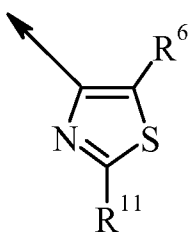
(A5)



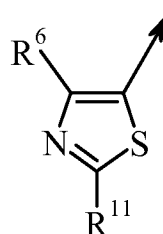
(A6)



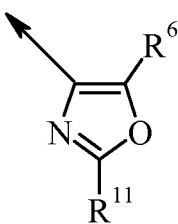
(A7)



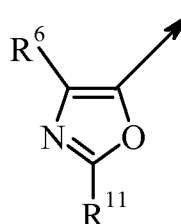
(A8)



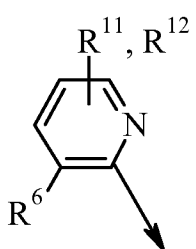
(A9)



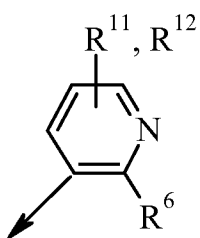
(A10)



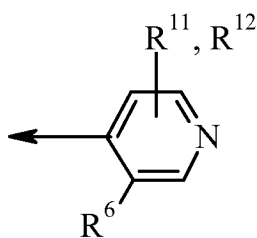
(A11)



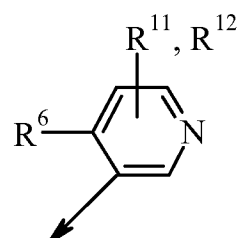
(A12)



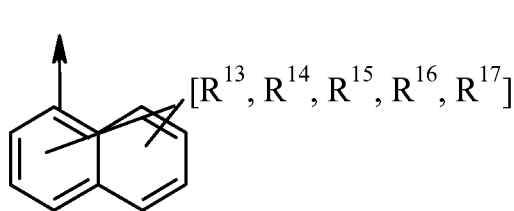
(A13)



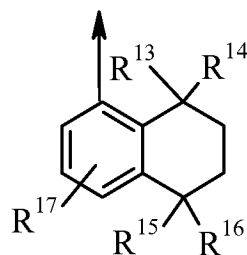
(A14)



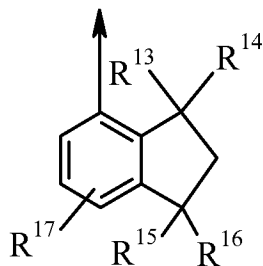
(A15)



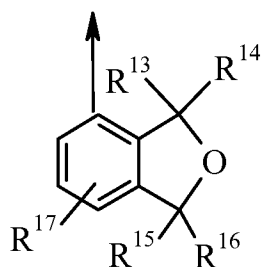
(A16)



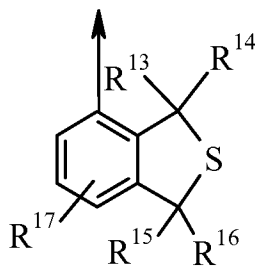
(A17)



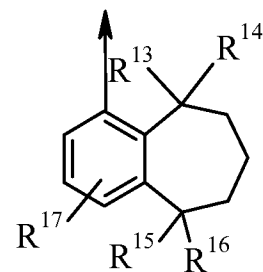
(A18)



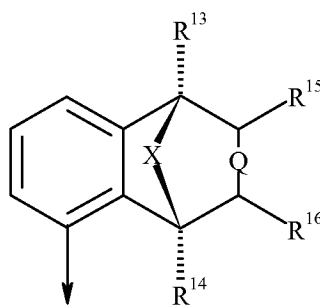
(A19)



(A20)



(A21)



(A22)

Q is a single or a double bond; X is O, N(R¹⁸), S or CR¹⁹R²⁰)(CR²¹R²²)_m(CR²³R²⁴)_n; R¹ is halogen, cyano, nitro, C₁₋₄ alkyl, C₁₋₄ haloalkyl, C₁₋₄ alkoxy, C₁₋₄ haloalkoxy or optionally substituted C₂₋₄ alkenyl, optionally substituted C₂₋₄ alkynyl or optionally substituted SO₂(C₁₋₄)alkyl (where the optionally substituted moieties may each have up to 3 substituents, each independently selected from halogen and C₁₋₄ alkoxy); R² is C₁₋₄ alkyl, C₁₋₄ haloalkyl, C₁₋₄ alkoxy(C₁₋₄)alkyl or C₁₋₄ alkylthio(C₁₋₄)alkyl or [optionally substituted aryl](C₁₋₄)alkyl- or [optionally substituted aryl]oxy(C₁₋₄)alkyl- (where the optionally substituted aryl moieties may each have up to 3 substituents, each

independently selected from halogen and C₁₋₄ alkoxy); R³ is hydrogen, CH₂C≡CR⁴, CH₂CR⁴=C(H)R⁴, CH=C=CH₂ or COR⁵ or optionally substituted C₁₋₄ alkyl, optionally substituted C₁₋₄ alkoxy or optionally substituted (C₁₋₄) alkylC(=O)O (where the optionally substituted moieties may each have up to 3 substituents, each independently selected from halogen, C₁₋₄ alkoxy, C₁₋₄ alkyl, C₁₋₂ haloalkoxy, hydroxy, cyano, carboxyl, methoxycarbonyl, ethoxycarbonyl, methylsulfonyl and ethylsulfonyl); each R⁴ is, independently, hydrogen, halogen, C₁₋₄ alkyl, C₁₋₄ haloalkyl, C₁₋₄ alkoxy or C₁₋₄ alkoxy(C₁₋₄)alkyl; R⁵ is hydrogen or optionally substituted C₁₋₆ alkyl, optionally substituted C₁₋₄ alkoxy, optionally substituted C₁₋₄ alkoxy(C₁₋₄)alkyl, optionally substituted C₁₋₄ alkylthio(C₁₋₄)alkyl or optionally substituted aryl (where the optionally substituted moieties may each have up to 3 substituents, each independently selected from halogen, C₁₋₆ alkoxy, C₁₋₆ haloalkoxy, cyano, hydroxy, methoxycarbonyl and ethoxycarbonyl); R⁶ is

i) phenyl optionally substituted by up to 3 substituents, each independently selected from halogen, cyano, nitro, C₁₋₄ alkyl, C₁₋₄ haloalkyl, C₁₋₄ alkoxy, C₁₋₄ haloalkoxy, C₁₋₄ haloalkylthio, C(H)=N-OH, C(H)=N-O(C₁₋₆ alkyl), C(C₁₋₆ alkyl)=N-OH, C(C₁₋₆ alkyl)=N-O-(C₁₋₆ alkyl), (Z)pC≡CR₂₅ and (Z)pCR₂₈=CR₂₆R₂₇;

ii) a 5-6 membered heterocyclic ring in which the ring contains 1 to 3 heteroatoms (each independently chosen from oxygen, sulphur and nitrogen) and the ring is optionally substituted by up to 3 substituents, each independently selected from halogen, cyano, nitro, C₁₋₄ alkyl, C₁₋₄ haloalkyl, C₁₋₄ alkoxy, C₁₋₄ haloalkoxy, C(H)=N-O-(C₁₋₆ alkyl) and C(C₁₋₆ alkyl)cyano, C₁₋₄ alkoxy, C₁₋₄ thioalkyl, COO-C₁₋₄ alkyl, =N-OH, =N-O-(C₁₋₄ alkyl), C₃₋₈ cycloalkyl (itself optionally substituted by up to 3 substituents, each independently selected from C₁₋₄ alkyl, halogen, C₁₋₄ alkoxy and C₁₋₄ haloalkoxy) and C₄₋₈ cycloalkenyl (itself optionally substituted by up to 3 substituents, each independently selected from C₁₋₄ alkyl, halogen, C₁₋₄ alkoxy and C₁₋₄ haloalkoxy);

iii) C₂₋₁₂ alkenyl optionally substituted by up to 6 substituents, each independently selected from halogen, cyano, C₁₋₄ alkoxy, C₁₋₄thioalkyl, COO-(C₁₋₄ alkyl), =N-OH, =N-O-(C₁₋₄ alkyl), C₃₋₈ cycloalkyl (itself optionally substituted by up to 3 substituents, each independently selected from C₁₋₄ alkyl, halogen, C₁₋₄ alkoxy and C₁₋₄ haloalkoxy) and C₄₋₈ cycloalkenyl (itself optionally substituted by up to 3 substituents, each independently selected from C₁₋₄ alkyl, halogen, C₁₋₄ alkoxy and C₁₋₄ haloalkoxy);

iv) C₂₋₁₂ alkynyl optionally substituted by up to 6 substituents, each independently selected from halogen, cyano, C₁₋₄ alkoxy, C₁₋₄ thioalkyl, COO-C₁₋₄ alkyl, =N-OH, =H-O-(C₁₋₄ alkyl), C₃₋₈ cycloalkyl

Amendment

10/524,721

November 17, 2008

(itself optionally substituted by up to 3 substituents, each independently selected from C₁₋₄ alkyl, halogen, C₁₋₄ alkoxy and C₁₋₄ haloalkoxy), Si(CH₃)₃ and C₄₋₈ cycloalkenyl (itself optionally substituted by up to 3 substituents, each independently selected from C₁₋₄ alkyl, halogen, C₁₋₄ alkoxy and C₁₋₄ haloalkoxy);

v) C₃₋₈ cycloalkyl optionally substituted by up to 3 substituents, each independently selected from halogen, C₁₋₄ alkyl, C₁₋₄ haloalkyl, C₁₋₄ alkoxy, C₁₋₄ haloalkoxy, C₁₋₄ thioalkyl, C₃₋₆ cycloalkyl (itself optionally substituted by up to 3 substituents, each independently selected from C₁₋₄ alkyl, halogen, C₁₋₄ alkoxy and C₁₋₄ haloalkoxy) and phenyl (itself optionally substituted by up to five independently selected halogen atoms);

vi) C₄₋₈ cycloalkenyl optionally substituted by up to 3 substituents, each independently selected from halogen, C₁₋₄ alkyl, C₁₋₄ haloalkyl, C₁₋₄ alkoxy, C₁₋₄ haloalkoxy, C₁₋₄ thioalkyl, C₃₋₆ cycloalkyl (itself optionally substituted by up to 3 substituents, each independently selected from C₁₋₄ alkyl, halogen, C₁₋₄ alkoxy and C₁₋₄ haloalkoxy) and phenyl (itself optionally substituted by up to five independently selected halogen atoms);

vii) C₆₋₁₂ bicycloalkyl optionally substituted by up to 3 substituents, each independently selected from halogen, C₁₋₄ alkyl and C₁₋₄ haloalkyl; or

viii) an aliphatic, saturated or unsaturated group in which the group contains three to thirteen carbon atoms and at least one silicon atom and, optionally, one to three heteroatoms, each independently selected from oxygen, nitrogen and sulphur, and the group is optionally substituted by up to four independently selected halogen atoms;

R⁷, R⁸, R⁹, R¹⁰, R¹¹ and R¹² are each, independently, hydrogen, halogen, cyano, nitro, C₁₋₄ alkyl, C₁₋₄ haloalkyl, C₁₋₄ alkoxy, C₁₋₄ haloalkoxy, C₁₋₄ thioalkyl or C₁₋₄ thiohaloalkyl; R¹³, R¹⁴, R¹⁵, R¹⁶ and R¹⁷ are each, independently, hydrogen, halogen, C₁₋₄ alkyl, C(O)CH₃, C₁₋₄ haloalkyl, C₁₋₄ alkoxy, C₁₋₄ haloalkoxy, C₁₋₄ thioalkyl, C₁₋₄ thiohaloalkyl, hydroxymethyl or C₁-alkoxymethyl; R¹⁸ is hydrogen, C₁₋₄ alkyl, C₁₋₄ alkoxy(C₁₋₄)alkyl, formyl, C(=O)C₁₋₄ alkyl (optionally substituted by halogen or C₁₋₄ alkoxy) or C(=O)O-C₁₋₆ alkyl (optionally substituted by halogen, C₁₋₄ alkoxy or CN); R¹⁹, R²⁰, R²¹, R²², R²³ and R²⁴ are each, independently, C₁₋₆ alkyl, C₁₋₆ alkenyl (both optionally substituted by halogen, hydroxy, =O, C₁₋₄ alkoxy, O-C(O)-C₁₋₄ alkyl, aryl or a 3-7 membered carbocyclic ring (itself optionally substituted by up to three methyl groups)), a 3-7 membered carbocyclic ring (optionally

substituted by up to three methyl groups and optionally containing one heteroatom selected from nitrogen and oxygen), hydrogen, halogen, hydroxy or C₁₋₄ alkoxy; or R¹⁹R²⁰ together with the carbon atom to which they are attached form a carbonyl-group, a 3-5 membered carbocyclic ring (optionally substituted by up to three methyl groups), C₁₋₆ alkylidene (optionally substituted by up to three methyl groups) or C₃₋₆ cycloalkylidene (optionally substituted by up to three methyl groups); R²⁵ is hydrogen, halogen, C₁₋₄ alkyl, C₁₋₄ haloalkyl, C₁₋₄ alkoxy(C₁₋₄)alkyl, C₁₋₄ haloalkoxy(C₁₋₄)alkyl or Si(C₁₋₄ alkyl)₃; R²⁶ and R²⁷ are each, independently, hydrogen, halogen, C₁₋₄ alkyl or C₁₋₄ haloalkyl; R²⁸ is hydrogen, C₁₋₄ alkyl or C₁₋₄ haloalkyl; m is 0 or 1; n is 0 or 1; p is 0 or 1; and Z is C₁₋₄ alkylene.

Claim 2. (Previously presented): A compound of formula (I) according to claim 1, where A is selected from formulae (A1), (A2), (A3), (A16), (A17), (A18), (A19), (A20) and (A22).

Claim 3. (Previously presented): A compound of formula (I) according to claim 1, where R¹ is C₁₋₄ alkyl, C₁₋₄ haloalkyl, NO₂, CN or OCF₃.

Claim 4. (Previously presented): A compound of formula (I) according to claim 1, where R² is C₁₋₄ alkyl, C₁₋₄ haloalkyl, C₁₋₄ alkoxy(C₁₋₄)alkyl or C₁₋₄ alkylthio(C₁₋₄)alkyl.

Claim 5. (Previously presented): A compound of formula (I) according to claim 1, where R³ is hydrogen, CH₂C≡CR⁴, CH₂CR⁴=C(H)R⁴, CH=C=CH₂ or COR⁵.

Claim 6. (Canceled)

Claim 7. (Canceled)

Claim 8. (Previously presented): A composition comprising a compound of formula (I) according to claim 1, together with a suitable carrier.

Claim 9. (Currently amended): A method of controlling or preventing infestation of cultivated plants by fungi ~~phytopathogenic microorganisms~~ by application of a compound of formula (I) according to claim 1, to plants, to parts thereof or the locus thereof.